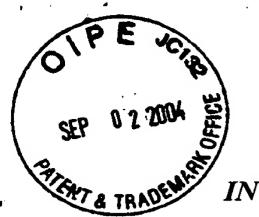
Atty. Dkt. No. 053466-0296



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Tadamitsu KISHIMOTO, et al.

Title:

CHRONIC RHEUMATOID ARTHRITIS

THERAPY CONTAINING IL-6 ANTAGONIST AS EFFECTIVE

COMPONENT

Appl. No.:

09/756,125

Appl. Filing Date:

01/09/2001

Examiner:

G. Ewoldt

Art Unit:

1644

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

- 1. Submission required under 37 C.F.R. §1.114: (check items that apply)
 - a. Previously submitted:
 - [X] Please enter and consider the amendment/reply previously filed on <u>June 2</u>, <u>2004</u>.

09/03/2004 SMINASS1 00000015 09756125

01 FC:1801

770.00 OP



Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.

- [] Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on ___.
- [] Other __.
- b. Enclosed are:
- [] Amendment/Reply.

41

- [] Affidavit(s)/Declaration(s).
- [] Information Disclosure Statement.
- [] Form PTO-1449 with copies of ____ listed reference(s).
- [] Other.

Miscellaneous:

[] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

	Claims as Amended		Previously Paid For	Extra Claims Present		Rate		Fee Totals
RCE Fee 1.17(e):						\$770.00	=	\$770.00
Total Claims:	7	-	20	=0	x	\$18.00	=	\$0.00
Independents	2	-	3	=0	x	\$86.00	=	\$0.00
First p	resentation o	of any	y Multiple I	Dependent Claims:	+	\$290.00	=	\$0.00
				CLAIMS	FEE	E TOTAL:	=	\$770.00

[] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

PTA TRO						
	Extension for response filed within the first month:	\$110.00	0 \$0.0	00		
[]	Extension for response filed within the second month:	\$420.00	\$0.0	00		
[]	Extension for response filed within the third month:	\$950.00	\$0.0	00		
[]	Extension for response filed within the fourth month:	\$1,480.00	\$0.0	00		
[]	Extension for response filed within the fifth month:	\$2,010.00	\$0.0	00		
	EXTENSION FEE SUBTOTAL:					
	EXTENSION FEE ALREADY PAID: -					
	EXTENSION FEE TOTAL					
	CLAIMS AND EXTENSION FEE TOTAL:					
[]	Small Entity Fees Apply (subtract 1/2	: \$0.0	00			
[]	Suspension of action requested under 37 C.F.R.	\$0.0	00			
	TC	TAL FEE:	\$770.0	00		

- [] Please charge Deposit Account No. 19-0741 in the amount of \$770.00. A duplicate copy of this transmittal is enclosed.
- [X] A check in the amount of \$770.00 to cover the filing fee is enclosed.

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[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date September 2, 2004

FOLEY & LARDNER LLP Customer Number: 22428

Telephone: (202) 672-5300

Facsimile:

(202) 672-5399

Matthew E. Mulkeen

Attorney for Applicants

Registration No. 44,250